

# Montana State Legislature

## **2013 Session**

### **ADDITIONAL DOCUMENTS MAY INCLUDE THE FOLLOWING:**

- **Business Report**
- **Roll Call – Attendance**
- **Standing Committee Reports**
- **Tabled Bills**
- **Fiscal Reports etc.**
- **Roll Call Votes**
- **Informational Items**
- **Witness Statements**
- **Any Documents; such as;**
  - \* **Petitions if any.**
  - \* **Any and all material handed end after the meeting ends.**

**The original is on file at the  
Montana Historical Society  
and may be viewed there.**

**Montana Historical Society  
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2013 Legislative Scanner Susie Hamilton**

**BUSINESS REPORT**

**MONTANA SENATE  
63rd LEGISLATURE - REGULAR SESSION**

**SENATE ENERGY AND TELECOMMUNICATIONS COMMITTEE**

**Date:** Tuesday, March 26, 2013  
**Place:** Capitol

**Time:** 3:00 PM  
**Room:** 317-A

**BILLS and RESOLUTIONS HEARD:**

HB 431 - Revise laws related to surface owner damage and disruption compensation - Rep. Austin Knudsen

**EXECUTIVE ACTION TAKEN:**

HB 188 - Be Concurred In As Amended (carried by Sen. Walker)  
HB 417 - Be Concurred In (carried by Sen. Vincent)  
HB 431 - Be Concurred In As Amended (carried by Sen. Walker)  
SB 243 - Be Removed from Table (motion failed)

**Comments:**



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SEN. Alan Olson, Chair

# MONTANA STATE SENATE

## Roll Call

### ENERGY & TELECOMMUNICATIONS COMMITTEE

DATE: March 26, 2013

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT/ EXCUSED</u>
CHAIRMAN ALAN OLSON	X	
VICE CHAIRMAN VERDELL JACKSON	X	
SENATOR RON ARTHUN		X
SENATOR ROBYN DRISCOLL	X	
SENATOR JEFF ESSMANN	X	
SENATOR GREG JERGESON	X	
SENATOR LLEW JONES	X	
SENATOR CHRISTINE KAUFMANN		X
SENATOR CLIFF LARSEN	X	
SENATOR JASON PRIEST		X
SENATOR MITCH TROPILA	X	
SENATOR CHAS VINCENT		X
SENATOR ED WALKER	X	





## SENATE STANDING COMMITTEE REPORT

March 26, 2013

Page 1 of 2

Mr. President:

We, your committee on **Energy and Telecommunications** recommend that **House Bill 188**

(third reading copy -- blue) **be concurred in as amended.**

Signed:

*Verdell Jackson*  
Senator Alan Olson, Chair

To be carried by Senator Edward Walker

### And, that such amendments read:

1. Page 2, line 5 through line 6.  
**Strike:** "18 CFR 292.202(4), (5), (6), OR (8)"  
**Insert:** "18 CFR 292.202(b)(4), (5), (6), or (8)"
2. Page 2, line 11 through line 12.  
**Strike:** "18 CFR 292.202(4), (5), (6), OR (8)"  
**Insert:** "18 CFR 292.202(b)(4), (5), (6), or (8)"
3. Page 2, line 17 through line 18.  
**Strike:** "18 CFR 292.202(4), (5), (6), OR (8)"  
**Insert:** "18 CFR 292.202(b)(4), (5), (6), or (8)"
4. Page 2, line 23 through line 24.  
**Strike:** "18 CFR 292.202(4), (5), (6), OR (8)"  
**Insert:** "18 CFR 292.202(b)(4), (5), (6), or (8)"
5. Page 3, line 2 through line 4.  
**Strike:** subsection (D) in its entirety
6. Page 3, line 6.  
**Strike:** "(3) (D)"  
**Insert:** "(3) (c)"
7. Page 3.

### Committee Vote:

Yes 9, No 4

Fiscal Note Required ☐



**Following:** line 7

**Insert:** "NEW SECTION. **Section 2. Saving clause.** [This act] does not affect rights and duties that matured, penalties that were incurred, or proceedings that were begun before [the effective date of this act]."

**Insert:** "NEW SECTION. **Section 3. Severability.** If a part of [this act] is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications."

**Re-number:** subsequent sections

- END -



## SENATE STANDING COMMITTEE REPORT

April 4, 2013  
Page 1 of 1

Mr. President:

We, your committee on **Energy and Telecommunications** recommend that **House Bill 417**

(third reading copy -- blue) **be concurred in.**

Signed:   
*Senator Alan Olson, Chair*

To be carried by Senator Chas Vincent

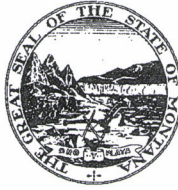
- END -

**Committee Vote:**

**Yes 13, No 0**

Fiscal Note Required ☐

HB0417001SC13859.swr



## SENATE STANDING COMMITTEE REPORT

March 26, 2013

Page 1 of 1

Mr. President:

We, your committee on **Energy and Telecommunications** recommend that **House Bill 431**

(third reading copy -- blue) **be concurred in as amended.**

Signed: \_\_\_\_\_

*Vivell Jackson*  
Senator Alon Olson, Chair

To be carried by Senator Edward Walker

**And, that such amendments read:**

1. Page 1, line 15.

**Following:** "use"

**Insert:** "of the land directly utilized by oil and gas operations  
and production, other than uses appurtenant to the mineral  
estate"

2. Page 1.

**Following:** line 22

**Insert:** "(6) "Reasonably available use" means the present use or  
a future use for which a permit, if necessary, has been  
issued under applicable law."

**Renumber:** subsequent subsection

- END -

**Committee Vote:**

**Yes 12, No 1**

Fiscal Note Required ☐



# MONTANA STATE SENATE

## Roll Call Vote

### ENERGY & TELECOMMUNICATIONS COMMITTEE

DATE 3/26/13 BILL NO HB 188 MOTION NO. \_\_\_\_\_

MOTION: Amendment HB018822. ASN - Motion Fails

NAME	AYE	NAY	If Proxy Vote, check here & include signed Proxy Form with minutes
V. CHAIRMAN VERDELL JACKSON (R)		X	
SENATOR CLIFF LARSEN (D)	X		
SENATOR RON ARTHUN (R)		X	X
SENATOR LLEW JONES (R)		X	
SENATOR CHRISTINE KAUFMANN (D)	X		X
SENATOR ROBYN DRISCOLL (D)	X		
SENATOR CHAS VINCENT (R)		X	X
SENATOR MITCH TROPILA (D)	X		
SENATOR JASON PRIEST (R)		X	
SENATOR ED WALKER (R)		X	
SENATOR GREG JERGESON (D)	X		
SENATOR JEFF ESSMANN (R)		X	
CHAIRMAN ALAN OLSON (R)		X	
	5	8	3

# MONTANA STATE SENATE

## Roll Call Vote

### ENERGY & TELECOMMUNICATIONS COMMITTEE

DATE 3.26.2013 BILL NO HB188 MOTION NO. \_\_\_\_\_

MOTION: Amendment HB018823. ASN

↳ Motion Failed

NAME	AYE	NAY	If Proxy Vote, check here & include signed Proxy Form with minutes
V. CHAIRMAN VERDELL JACKSON (R)		X	
SENATOR CLIFF LARSEN (D)	X		
SENATOR RON ARTHUN (R)		X	X
SENATOR LLEW JONES (R)		X	
SENATOR CHRISTINE KAUFMANN (D)	X		X
SENATOR ROBYN DRISCOLL (D)	X		
SENATOR CHAS VINCENT (R)		X	X
SENATOR MITCH TROPILA (D)	X		
SENATOR JASON PRIEST (R)		X	X
SENATOR ED WALKER (R)		X	
SENATOR GREG JERGESON (D)	X		
SENATOR JEFF ESSMANN (R)	X		
CHAIRMAN ALAN OLSON (R)		X	
	6	7	4

# MONTANA STATE SENATE

## Roll Call Vote

### ENERGY & TELECOMMUNICATIONS COMMITTEE

DATE 3.26.2013 BILL NO HB 188 MOTION NO. \_\_\_\_\_

MOTION: Be Concurred In As Amended  
& Motion Passed

NAME	AYE	NAY	If Proxy Vote, check here & include signed Proxy Form with minutes
V. CHAIRMAN VERDELL JACKSON (R)	X		
SENATOR CLIFF LARSEN (D)		X	
SENATOR RON ARTHUN (R)	X		X
SENATOR LLEW JONES (R)	X		
SENATOR CHRISTINE KAUFMANN (D)		X	
SENATOR ROBYN DRISCOLL (D)	X		
SENATOR CHAS VINCENT (R)	X		X
SENATOR MITCH TROPILA (D)		X	
SENATOR JASON PRIEST (R)	X		X
SENATOR ED WALKER (R)	X		
SENATOR GREG JERGESON (D)		X	
SENATOR JEFF ESSMANN (R)	X		
CHAIRMAN ALAN OLSON (R)	X		
	9	4	3



# MONTANA STATE SENATE

## Roll Call Vote

### ENERGY & TELECOMMUNICATIONS COMMITTEE

DATE 3/26/13 BILL NO HB431 MOTION NO. \_\_\_\_\_

MOTION: Be Concurred In As Amended  
↳ Motion Carried

NAME	AYE	NAY	If Proxy Vote, check here & include signed Proxy Form with minutes
V. CHAIRMAN VERDELL JACKSON (R)	X		
SENATOR CLIFF LARSEN (D)	X		
SENATOR RON ARTHUN (R)	X		X
SENATOR LLEW JONES (R)	X		
SENATOR CHRISTINE KAUFMANN (D)	X		
SENATOR ROBYN DRISCOLL (D)	X		
SENATOR CHAS VINCENT (R)	X		X
SENATOR MITCH TROPILA (D)	X		
SENATOR JASON PRIEST (R)	X		X
SENATOR ED WALKER (R)	X		
SENATOR GREG JERGESON (D)	X		
SENATOR JEFF ESSMANN (R)	X		
CHAIRMAN ALAN OLSON (R)		X	
	12	1	3

# MONTANA STATE SENATE

## Roll Call Vote

### ENERGY & TELECOMMUNICATIONS COMMITTEE

DATE 3.26.13 BILL NO SB 243 MOTION NO. \_\_\_\_\_

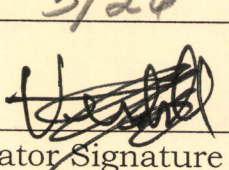
MOTION: Be Removed from Table - Motion fails  
on tie vote.

NAME	AYE	NAY	If Proxy Vote, check here & include signed Proxy Form with minutes
V. CHAIRMAN VERDELL JACKSON (R)	X		
SENATOR CLIFF LARSEN (D)		X	
SENATOR RON ARTHUN (R)			
SENATOR LLEW JONES (R)	X		
SENATOR CHRISTINE KAUFMANN (D)		X	
SENATOR ROBYN DRISCOLL (D)		X	
SENATOR CHAS VINCENT (R)			
SENATOR MITCH TROPILA (D)		X	
SENATOR JASON PRIEST (R)			
SENATOR ED WALKER (R)	X		
SENATOR GREG JERGESON (D)		X	
SENATOR JEFF ESSMANN (R)	X		
CHAIRMAN ALAN OLSON (R)	X		
	5	5	



# SENATE PROXY

I, Senator Ron Arthun, hereby authorize Senator Verdell Vaclaw to vote my proxy before the Senate ENERGY & TELECOMMUNICATIONS meeting held on 3/26, 2013.

  
Senator Signature

3/26/2013  
Date

Said authorization is as follows: (mark only one)

- ☒ All votes, including amendments.
- ☐ All votes as directed below on the listed bills, and all other votes.
- ☐ Votes only as directed below.

Bill No./Amendment No.	Aye	No
HB018826.ASN	X	
HB018825.ASN	X	
HB018827.ASN	X	
HB018822.ASN		X
HB018810.ASN	X	
HB018823.ASN		X
HB 188	X	
HB 417	X	
HB 043101.ASN	X	
HB 431	X	



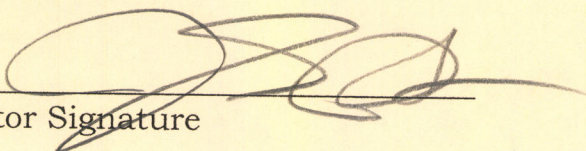
Small House

at North Street



# SENATE PROXY

I, Senator Jason Priest, hereby authorize Senator \_\_\_\_\_ to vote my proxy before the Senate ENERGY & TELECOMMUNICATIONS meeting held on 3/26, 2013.

  
Senator Signature

3/26/2013  
Date

Said authorization is as follows: (mark only one)

- ☐ All votes, including amendments.
- ☐ All votes as directed below on the listed bills, and all other votes.
- ☐ Votes only as directed below.

Bill No./Amendment No.	Aye	No
HB 018826.ASN	X	
HB 018826.ASN	X	
HB 018827.ASN	X	
HB 018822.ASN		X
HB 018820.ASN	X	
HB 018823.ASN	X	X
HB 188	X	
HB 417	X	
HB 043107.ASN	X	
HB 431	X	



# SENATE PROXY

I, Senator Chas Vincent, hereby authorize Senator Verdell Jackson to vote my proxy before the Senate ENERGY & TELECOMMUNICATIONS meeting held on 3/26, 2013.

Chas Vincent  
Senator Signature

3/26/2013  
Date

Said authorization is as follows: (mark only one)

- ☒ All votes, including amendments.
- ☐ All votes as directed below on the listed bills, and all other votes.
- ☐ Votes only as directed below.

Bill No./Amendment No.	Aye	No
HB 0188 246 . ASN	X	
HB 0188 255 . ASN	X	
HB 0188 271 . ASN	X	
HB 0188 22 . ASN		X
HB 0188 10 . ASN	X	
HB 0188 23 . ASN		X
HB 188	X	
HB 417	X	
HB 043101 . ASN	X	
HB 431	X	



# SENATE PROXY

I, Senator Christine Kaufmann, hereby authorize  
Senator Tropila to vote my proxy before the  
Senate ENERGY & TELECOMMUNICATIONS meeting held on  
3/26, 2013.

*Cheri Kamp*  
Senator Signature

3/26/13  
Date

Said authorization is as follows: *(mark only one)*

- ☐ All votes, including amendments.
- ☐ All votes as directed below on the listed bills, and all other votes.
- ☐ Votes only as directed below.

[illegible]



**MONTANA STATE SENATE**  
**Visitors Register**  
**SENATE ENERGY AND TELECOMMUNICATIONS COMMITTEE**

**Tuesday, March 26, 2013**

**HB 431 - Revise Laws Related to Surface Owner Damage and Disruption Compensation**

**Sponsor: Rep. Austin Knudsen**

**PLEASE PRINT CLEARLY**

Name	Representing	Support	Oppose	Info
Dana Bernick	Self	X		
Raymond Bell	Self	X		
Nathan Harman	Self	X		
Bob Gilbert	R.E.D.C.	X	<del>X</del>	
DENNIS IVERSON	NM OGA		X	
Colby Branch	Self		X	
David GALT	m PA		X	
Nicole Rolf	MT Farm Bureau	X		
Tom Ebzery	Devon		X	
Deft Schmeier	MEJC	X		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.